

HOUSE BILL 749  
By Buck

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 17, Part 4 and Title 53, relative to the sale of products containing ephedrine or pseudoephedrine.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 4, is amended by adding the following as a new, appropriately designated section:

Section 39-17-4\_\_\_. (a) Any retailer who sells to a person during a single transaction any product or products the combined value of which are twenty-five dollars (\$25.00) or more that contains any quantity of ephedrine or pseudoephedrine shall require such person to show proper identification and to sign a register.

(b) The register described in subsection (a) shall be created by any retailer that sells a product or products that contains any quantity of ephedrine or pseudoephedrine and shall require at least the following information:

- (1) The specific quantity of ephedrine or pseudoephedrine purchased;
- (2) The signature of the purchaser;
- (3) The name and residential or mailing address of the purchaser, other than a post office box number;

(4) The number of the purchaser's motor vehicle operator's license or other proper identification at the time of the purchase;

(5) A description of how the purchaser intends to use the substance;

(6) The date of such purchase; and

(7) The signature of the retailer as witness to the purchase and identification of the purchaser.

(c) The retailer shall retain each original register for three (3) years in a readily presentable and readable manner, and present the register upon demand by any law enforcement officer or authorized representative of the district attorney general's office.

(d) As used in this section, "proper identification" means a valid motor vehicle operator's license or other official and valid state-issued identification of the purchaser that contains a photograph of the purchaser.

(e) A violation of this section by a retailer is a Class C misdemeanor punishable by fine only.

SECTION 2. This act shall take effect upon becoming a law, for the purpose of creating the register form as described in Section 1. For all other purposes, this act shall take effect July 1, 2003, the public welfare requiring it.